

**To:** Chris Wion[chrisw@dhl.com]  
**Cc:** Leighann Denton[Leighann.Denton@ci.bremerton.wa.us]  
**From:** Mark Koontz  
**Sent:** Fri 2/19/2010 11:21:03 AM  
**Subject:** RE: Sesko  
[2010.02.18 Sesko Settlement Agreement.doc](#)  
[2010.02.18 Diagram of Easement.pdf](#)  
[2010.02.18 Exhibit A to Easement.doc](#)  
[2010.02.17 Utility Easement.doc](#)

Chris,

Enclosed please find the City's proposed settlement agreement, which includes Exhibit 1 (the utility easement) and Exhibit A to Exhibit 1 (the property description and the diagram of the easement).

There are a couple issues I should address. First, the City would prefer that the money be wired to the City as set out in the agreement. We would accept a cashier's check, but our finance dept told me we would have to wait approximately five business days before we it would clear our account. The City would not enter the satisfaction of judgment until the check cleared. The wire transfer instantly clears our account.

Second, one of the issues alleged in the 2007 complaint is Ms. Sesko's failure to connect to the city's water system. If she resides at Arsenal Way, then our code requires her to hook up. If she does not reside there, and it is vacant, then our code does not require her to hook. I do not intend require Ms. Sesko to make any statement admitting or denying that she resides there. I just want to bring that to your attention, so we can address it if necessary.

With respect to moving the date of the sale, I want to hold off on that for now. We have two weeks until the sale. I think we can finalize the docs before then. If we get a few days from the sale and still haven't finalized the docs, I will have the sale postponed. Let's see where we get at the end of next week.

Please call with any questions.

-Mark

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**From:** Chris Wion [mailto:chrisw@dhl.com]  
**Sent:** Friday, February 19, 2010 8:15 AM  
**To:** Mark Koontz  
**Subject:** RE: Sesko

Thanks Mark. I was in an all-day dep yesterday and have another one today, so likely will not be able to review the agreement and easement until the weekend. Let's push back the sheriff's sale a week or two to make sure we have

BREMERTON-000734

enough time to wrap this up. Let me know if you think that's problematic.  
-Chris

-----Original Message-----

**From:** Mark Koontz [mailto:Mark.Koontz@ci.bremerton.wa.us]  
**Sent:** Thursday, February 18, 2010 4:47 PM  
**To:** Chris Wion  
**Subject:** Sesko

Chris,

City Council approved the proposed settlement. I have completed a draft settlement agreement and utility easement and have provided them to staff for review. I should have them for you by mid-morning tomorrow.

-Mark

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